

BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of:

Ian D. McRury et al.

Confirmation No. 3998

Application No. 10/024,625

Art Unit: 3731

Filed: December 18, 2001

Examiner: Darwin P. Erez

For: SUTURE WELDING SYSTEM AND METHOD

I hereby certify that this correspondence is being sent via EFS Web on the date shown below.

Dated: February 6, 2009

Signature: 

(Ronald E. Cahill)

Mail Stop Appeal Brief - Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF NON-COMPLIANT APPEAL BRIEF

Appellant files this Response to Notice of Non-Compliant Appeal Brief in response to the Notification mailed January 15, 2009. Attached hereto is an Amended Appeal Brief which includes an edited **SUMMARY OF CLAIMED SUBJECT MATTER** section to contain the page and line numbers in the specification of each of the described independent claims in the appeal as requested in the Notification.

The Appellant believes the Appeal Brief is now in compliance with 37 C.F.R. 41.37.

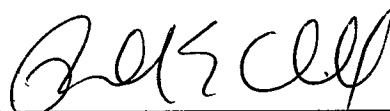
In the event that a petition for an extension of time is required to be submitted at this time, Applicant hereby petitions under 37 CFR 1.136(a) for an extension of time for as many

months as are required to ensure that the above-identified application does not become abandoned.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 141449, under Order No. 22956-71.

Respectfully submitted,

Dated: February 6, 2009

A handwritten signature in black ink, appearing to read "R. E. Cahill", written over a horizontal line.

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